

GOVERNOR'S REGULATORY REVIEW COUNCIL

This section of the Register contains information submitted for publication by the Governor's Regulatory Review Council, including the tentative agendas for the monthly Council meetings, summaries of action taken by the Council at the monthly meetings, and the Five-year-review Report Schedule, updated as necessary.

NOTICE OF ACTION TAKEN AT THE JULY 11, 2000 MEETING

FIVE-YEAR-REVIEW REPORTS:

1. BOARD OF OSTEOPATHIC EXAMINERS (F-00-0604)

Title 4, Chapter 22, Article 1, General Provisions

COUNCIL ACTION: APPROVED

2. DEPARTMENT OF AGRICULTURE (F-00-0701)

Title 3, Chapter 1, Article 1, General Provisions; Article 2, Practice and Procedure – Contested Cases; and Article 3, Public Participation in Rulemaking

COUNCIL ACTION: APPROVED

3. STATE LAND DEPARTMENT (F-00-0702)

Title 12, Chapter 5, Article 23, Board of Appeals

COUNCIL ACTION: APPROVED

4. DEPARTMENT OF HEALTH SERVICES (F-00-0703)

Title 9, Chapter 20, Article 1, General; Article 2, Client Rights; Article 3, Agency Administration; Article 4, Client Service Requirements; Article 5, Environment; Physical Plant; Swimming Pools; Article 6, Level I Behavioral Health Service Agencies; Article 7, Level II Behavioral Health Service Agents; Article 8, Level III Behavioral Health Service Agencies; Article 9, Emergency/Crisis Behavioral Health Services; Article 10, Outpatient Services; Article 11, Behavioral Health Case Management Agency; Article 12, Assessment, Evaluation and Diagnosis Service Agencies; Article 13, Shelters; Halfway Houses; Article 14, Pre-Petition Screening; Court-ordered Services; Article 16, Partial Care Services; Article 17, DUI Service Agencies; Article 18, Methadone or Methadone-like Treatment Agencies; and Article 19, Level II Rural County Detoxification Services Pilot Program

COUNCIL ACTION: APPROVED

5. DEPARTMENT OF HEALTH SERVICES (F-00-0704)

Title 9, Chapter 21, Article 1, General Provisions; Article 2, Rights of Persons With Serious Mental Illness; Article 3, Individual Service Planning for Mental Health Services for Persons with Serious Mental Illness; Article 4, Grievance and Investigation Procedure for Persons with Serious Mental Illness; and Article 5, Court-ordered Evaluation and Treatment

COUNCIL ACTION: APPROVED

RULES:

1. DEPARTMENT OF REVENUE (AR-00-0701)

Title 15, Chapter 5, Article 15, Sales Tax – Rental of Personal Property Classification

Repeal: R15-5-1513

Amend: Article 15, R15-5-1502, R15-5-1506, R15-5-1507, and R15-5-1512

COUNCIL ACTION: APPROVED

2. STATE LAND DEPARTMENT (AR-00-0702)

Title 12, Chapter 5, Article 17, Natural Resource Conservation Districts

Repeal: R12-5-600, R12-5-1702 through R12-5-1706, and R12-5-1708 through R12-5-1724

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COUNCIL ACTION: APPROVED

3. **DEPARTMENT OF HEALTH SERVICES (AR-00-0703)**

Title 9, Chapter 4, Article 1, Definitions; and Article 2, Pesticide Illness

Repeal: R9-4-102

Renumber: R9-4-201 and R9-4-202

Amend: R9-4-101 and R9-4-202

New Section: R9-4-201

COUNCIL ACTION: APPROVED

4. **DEPARTMENT OF REVENUE (AR-00-0704)**

Title 15, Chapter 5, Article 9, Sales Tax - Mining Classification

Repeal: R15-5-906

Renumber: R15-5-901 and R15-5-903

Amend: Article 9, R15-5-901, R15-5-902, R15-5-904, R15-5-905, and R15-5-908

COUNCIL ACTION: APPROVED

5. **DEPARTMENT OF ENVIRONMENTAL QUALITY (AR-00-0705)**

Title 18, Chapter 8, Article 2, Hazardous Wastes

Amend: R18-8-260 through R18-8-266, R18-8-268, R18-8-270, R18-8-271, and R18-8-273

COUNCIL ACTION: APPROVED

SUMMARY RULES:

1. **ARIZONA STATE LAND DEPARTMENT (AS-00-0701)**

Title 12, Chapter 5, Article 7, Special Leasing Provisions

Repeal: R12-5-701

COUNCIL ACTION: APPROVED

**NOTICE OF PUBLIC MEETING AND AGENDA
OF THE AUGUST 1, 2000
GOVERNOR'S REGULATORY REVIEW COUNCIL**

Under A.R.S. § 38-431.02, notice is given to members of the Governor's Regulatory Review Council and the general public that the Governor's Regulatory Review Council will hold a regular meeting, open to the public, on TUESDAY, AUGUST 1, 2000. This meeting will be at 9:00 a.m. in the auditorium on the first floor at the INDUSTRIAL COMMISSION, 800 W. WASHINGTON, PHOENIX, ARIZONA. For additional information, call the Governor's Regulatory Review Council office at (602) 542-2058. Under A.R.S. § 38-431.03 (A) (3), the Governor's Regulatory Review Council may vote to go into executive session, which will not be open to the public, for the purpose of obtaining legal advice on any item on the agenda.

A. 9:00 A.M. – CALL TO ORDER

B. APPROVAL OF MINUTES OF JULY 11, 2000 MEETING

C. CONFLICTS OF INTEREST

D. CONSIDERATION OF FIVE-YEAR-REVIEW REPORTS:

1. BOARD OF CHIROPRACTIC EXAMINERS (F-00-0801)

Title 4, Chapter 7, Article 1, Board of Chiropractic Examiners; Article 2, Committees; Article 3, Hearings; Article 4, Examinations; Article 5, Procedures for Processing Initial License Applications; Article 6, Acupuncture Certification; Article 7, Standards of Education; Article 8, Continuing Education; Article 9, Unprofessional Conduct; Article 10, Preceptorship Training Program; Article 11, Chiropractic Assistants; and Article 13, Fees

2. BOARD OF PHARMACY (F-00-0802)

Title 4, Chapter 23, Article 7, Non-pharmacy Licensed Outlets – General Provisions; Article 9, Penalties and Miscellaneous; and Article 10, Uniformed Controlled Substances and Drug Offenses

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E. CONSIDERATION OF RULES:

1. STATE BANKING DEPARTMENT (AR-00-0801)

Title 20, Chapter 4, Article 2, Banking Organization and Regulation

Repeal: R20-4-205, R20-4-208, and R20-4-210

Amend: R20-4-211

2. STATE BANKING DEPARTMENT (AR-00-0803)

Title 20, Chapter 4, Article 5, Small Loans

Repeal: R20-4-502, R20-4-506, R20-4-520, R20-4-521, R20-4-532, and R20-4-536

3. DEPARTMENT OF HEALTH SERVICES (AR-00-0805)

Title 9, Chapter 5, Article 5, Facility Program and Equipment

Amend: R9-5-516

4. BOARD OF PHARMACY (AR-00-0806)

Title 4, Chapter 23, Article 7, Non-pharmacy Licensed Outlets – General Provisions; Article 9, Penalties and Miscellaneous; and Article 10, Uniformed Controlled Substances and Drug Offences

Repeal: R4-23-701.01, R4-23-701.02, R4-23-701.03, and R4-23-1001

Amend: R4-23-701, R4-23-901, R4-23-1003, R4-23-1005, and R4-23-1006

5. BOARD OF PSYCHOLOGIST EXAMINERS (AR-00-0807)

Title 4, Chapter 26, Article 1, General Provisions; Article 2, Licensure; and Article 3, Regulation

Repeal: R4-26-203

Repeal: R4-26-108 and R4-26-201

Amend: R4-26-101 through R4-26-107, R4-26-201, R4-26-202, R4-26-204 through R4-26-211, R4-26-303 and R4-26-308

New Section: R4-26-203

6. DEPARTMENT OF ECONOMIC SECURITY (AR-00-0808)

Title 6, Chapter 3, Article 15, Decisions, Hearings, and Orders; and Article 54, Miscellaneous Benefit Policy

Amend: R6-3-1503, Article 54, and R6-3-5475

7. ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM (AHCCCS)(AR-00-0810)

Title 9, Chapter 22, Article 1, Definitions; Article 8, Grievance and Appeal Process; Article 12, Behavioral Health Services; and Article 13, Members' Rights and Responsibilities

Repeal: R9-22-802 and R9-22-804

Amend: R9-22-101, R9-22-108, Article 8, R9-22-801, R9-22-803, R9-22-1208, Article 13, R9-22-1301 through R9-22-1305, and R9-22-1307 through R9-22-1309

New Sections: R9-22-802, R9-22-804, and Exhibit A

8. ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM (AHCCCS)(AR-00-0811)

Title 9, Chapter 27, Article 1, Definitions; Article 2, Scope of Services; Article 3, Eligibility and Enrollment; Article 4, Contracts, Administration, and Standards; Article 5, General Provisions and Standards; Article 6, Grievance and Appeal Process; Article 7, Standard for Payments; and Article 8, Coordination of Benefits

Repeal: R9-27-304

Amend: R9-27-101, R9-27-201 through R9-27-210, R9-27-301 through R9-27-303, R9-27-305 through R9-27-310, R9-27-401 through R9-27-404, R9-27-406 through R9-27-407, R9-27-501 through R9-27-506, R9-27-509 through R9-27-516, Article 6, R9-27-601, R9-27-701 through R9-27-705, and R9-27-801

9. ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM (AHCCCS)(AR-00-0812)

Title 9, Chapter 28, Article 1, Definitions; Article 8, Grievance and Appeal Process; Article 11, Behavioral Health Services; and Article 12, Members' Rights and Responsibilities

Repeal: R9-28-801 through R9-28-803

Amend: R9-28-101, R9-28-108, Article 8, R9-28-1108, Article 12, and R9-28-1201

New Sections: R9-28-801 through R9-28-803

10. ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM (AHCCCS)(AR-00-0813)

Title 9, Chapter 29, Article 1, Definitions; and Article 5, Grievance and Appeal Process

Repeal: R9-29-501 through R9-29-503

Amend: R9-29-101 and Article 5

New Section: R9-29-501 through R9-29-503

F. CONSIDERATION OF APPEAL OF DELEGATION AGREEMENTS:

1. APPELLANTS: DOUGLAS G. CULLINANE AND PAUL F. MILLER

APPELLEE: ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY

G. ADJOURNMENT

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PLEASE NOTE THE FOLLOWING:

THIS AGENDA IS SUBJECT TO CHANGE UP TO 24 HOURS BEFORE THE MEETING.

PERSONS WITH A DISABILITY MAY REQUEST A REASONABLE ACCOMMODATION, SUCH AS A SIGN LANGUAGE INTERPRETER, BY CONTACTING 602-542-2058. REQUESTS SHOULD BE MADE AS EARLY AS POSSIBLE TO ALLOW TIME TO ARRANGE THE ACCOMMODATION.

A COPY OF THE AGENDA AND BACKGROUND MATERIAL PROVIDED TO COUNCIL MEMBERS (WITH THE EXCEPTION OF MATERIAL RELATING TO POSSIBLE EXECUTIVE SESSIONS) IS AVAILABLE FOR PUBLIC INSPECTION AT THE COUNCIL'S OFFICE, 1400 WEST WASHINGTON, SUITE #270, PHOENIX, AZ 85007.